GOVERNMENT OF ANDHRA PRDESH
ABSTRACT

PUBLIC SERVANTS - Housing Department - Allegation of acquisition of assets disproportionate to his known sources of income against Sri Chamarti Venkata Rao, former A.E.(H), Samalkot, E.G.District - Prosecution Sanctioned - Charge sheet filed - Convicted by the Special Judge for SPE&ACB Cases, Rajamahendravaram in C.C.No.151/2018 - Imposing penalty of withholding of pensionery benefits - Orders - Issued.

HOUSING (VIG.CELL) DEPARTMENT

G.O.RT.No.79 **Dated:14.11.2023**

Read the following:-

1. From the DG, ACB, Andhra Pradesh, Lr.Rc.No.155/RCA -REG/2002, dated 17.07.2002.
2. From the DG, ACB, Andhra Pradesh, Lr.Rc.No.155/RCA -REG/2002, dated 18.08.2002.
3. G.O.Rt.No.276, Housing (Vig.Cell) Department, dated 16.10.2002.
4. From the DG, ACB, Andhra Pradesh, Lr.Rc.No. 155/RCA -REG/2002, dated 21.09.2004.
5. Government Memo. No. 3381/VC.A1/2002-18, dated 01.03.2005.
6. Government Letter No. 3381/VC.A1/2002-19, dated 01.03.2005.
7. G.O.Rt.No.176, Housing (VC.A1) Department, dated 13.06.2005.
8. Proceedings of the Managing Director, A.P. State Housing Corporation Limited, Proceedings No.Vig I/4878/EG/2002-1, dated 15.05.2006.
9. From the Director General, Anti-Corruption Bureau, Vijayawada, Letter Rc No.155/RCA-REG/2002, dated 25.09.2023 together with the Judgement dated 31.08.2023 of the Hon'ble Special Judge for Trial of SPE&ACB Cases, Rahamahendravaram in C.C.No.151/2018.

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O R D E R:-

Whereas, in the reference 1st read above, the Director General, Anti-Corruption Bureau, Andhra Pradesh has informed that on credible information that Sri Chamarti Venkata Rao, former A.E.(H), Samalkot, E.G.District had acquired assets disproportionate to the known sources of income, hence a case in Cr.No.13/RCA-RJY/2002 U/s 13(2) r/w 13(1)(e) of the Prevention of Corruption Act, 1988 was registered against him on 24.06.2002 and investigation was taken up by the Bureau. In the reference 3rd read above, the Director General, Anti-Corruption Bureau has furnished the final report and recommended for prosecution of the Accused Officer in a Court of law besides to initiate departmental action for the acquisition of assets without obtaining permission in violation of the APCS (Conduct) Rules, 1964.

2) And whereas, in the reference 2nd read above, the Director General, Anti-Corruption Bureau has requested the Government to issue authorization to the Investigation Officer of the Bureau for making an application in the Hon'ble Court of Special Judge for SPE&ACB Cases, Vijayawada for attachment of properties of the Accused Officer U/s 3 and 4 of the Criminal Law Amendment Ordinance, 1944. Govt. after careful examination of the matter, have issued authorization orders to the Investigation Officer of the Bureau to file an application U/s 3 and 4 of the Criminal Law Amendment Ordinance, 1944 in the Court of Special Judge for SPE&ACB Cases, Visakhapatnam for attachment of properties of the Accused Officer Sri Chamarti Venkata Rao, former A.E.(H), Samalkot, E.G.District.

3) And whereas, Government after detailed examination of the final report, have accepted the recommendations of the Director General, Anti-Corruption Bureau and accordingly the MD., APSHCL has issued sanction orders to the Anti-Corruption Bureau to prosecute the Accused Officer Sri Chamarti Venkata Rao, former A.E.(H), Samalkot, E.G. District in the Court of Law in the

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reference 8th read above. And whereas, in the reference 5th read above, departmental proceedings were also initiated against the Accused Officer under Rule-20 of the APCS (CC&A) Rules, 1991 for acquisition of assets without obtaining permission and violated the APCS (Conduct) Rules, 1964.

4) And whereas, in the reference 9th read above, the Director General, Anti-Corruption Bureau has informed that the Hon'ble Special Judge for Trial of SPE&ACB Cases, Rahamahendravaram has pronounced judgment on 31.08.2023 convicting the Accused Officer Sri Chamarti Venkata Rao, former A.E.(H), Samalkot, E.G.District in the criminal case in CC No.57/2006(later transferred the case to ACB Court, Vijayawada and renumbered the case as CC No.46/2008 and as per the proceedings of Hon'ble High court of Judicature at Hyderabad the same is renumbered as CC.No.151/2018.) and sentenced him to undergo Rigorous Imprisonment for three years U/s 13(1)(e) r/w13(2) of the prevention of Corruption Act,1988 and sentenced to pay a fine of Rs.25,000/- (Rupees Twenty Five Thousand only) in default to undergo simple imprisonment for a period six months and also ordered that the assets worth of ***Rs.12,36,387.84 paisa*** found disproportionate are to be confiscated to State after appeal time is over.

5) The DG, ACB has also informed that the Accused Officer was retired from service on 30.06.2022 on attaining the age of superannuation, therefore requested the Government to take necessary further action against the Accused Officer under A.P Revised Pension Rules, 1980 for withholding his pensionery benefits immediately and also to confiscate the disproportionate assets found worth of ***Rs.12,36,387.84 paisa*** to State after appeal time is over.

6) After careful examination of the entire matter, Government have decided to impose a penalty of withholding of the pensionery benefits on Sri Chamarti Venkata Rao, former A.E.(H), Samalkot, E.G.District under Rule 9 of AP Revised Pension Rules, 1980 as he was convicted in the Court of Law, and to confiscate the disproportionate assets found worth of ***Rs.12,36,387.84 paisa*** to State after appeal time is over.

7) Accordingly, Government hereby order to impose a penalty of withholding of the pensionery benefits of Sri Chamarti Venkata Rao, former A.E.(H), Samalkot, E.G.District under Rule 9 of AP Revised Pension Rules, 1980 and to confiscate the disproportionate assets found worth of ***Rs.12,36,387.84 paisa*** to State after appeal time is over.

8) The Managing Director, A.P. State Housing Corporation Limited shall take further necessary action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJAY JAIN
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Managing Director,
A.P. State Housing Corporation Limited,Autonagar, Vijayawada.

Copy to:
The Director General, Anti Corruption Bureau,Govt. of Andhra Pradesh,
Pandit Nehru Bus Station, Vijayawada.
The Secretary to Vigilance Commissioner,
A.P. Vigilance Commission, Velagapudi.
Sf / Sc

// FORWARDED :: BY ORDER //

SECTION OFFICER